

MAY 05 2019

FCC Mailroom

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of

Cox Enterprises/Cox Media Group/  
Georgia Television, LLC/WSB-TV  
Transfer of Control of  
The Broadcast License to Terrier  
Media Buyer, Inc.

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MB Docket No. 19-98

**Petition to Deny Cox Enterprises/Cox Media Group/Georgia Television, LLC/ WSB-TV  
Transfer of Control of the Broadcast License to Terrier Media Buyer, Inc.**

DOCKET FILE COPY ORIGINAL

Kim Guthrie  
President Cox Media Group  
Georgia Television, LLC/WSB-TV  
1601 West Peachtree Street N.E.  
Atlanta, GA 30309

April 19, 2019

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## SUMMARY/ARGUMENT

My name is Darryl Brian Beauford. This is an official Petition to Deny the Transfer of Control of the Broadcast Television Station License of Cox Enterprises/Cox Media Group/Georgia Television LLC/WSB-TV located at 1601 West Peachtree Street N.E. Atlanta, Georgia 30309 broadcasting at Channel 32 Digital (Virtual Channel 2) Facility ID: 23960 to Terrier Media Buyer, Inc., 1 Manhattanville Road Suite 201, Purchase, NY 10577. From this point Georgia Television LLC/WSB-TV will be called WSB-TV.

The reason for this Petition to Deny is based on the fact that WSB-TV violated FCC CFR § 73.3526 not allowing the access of the Public Inspection File when I visited the main studio for that purpose on October 23, 2015 around 1:30pm. This occurred during this current licensing period which expires on April 1, 2021. Therefore, Cox Enterprises, the owner of WSB-TV should not be allowed to profit from such a transaction due to the fact this occurred during this current licensing period. Furthermore, the conduct of WSB-TV is Unbecoming a Trustee of the Community based on the fact that it purposely, with full intention, violated this Core Regulation.

This transaction will give Terrier Media Buyer, Inc. a majority stake in the Television Group that is presently owned by Cox Enterprises. From this transaction Cox Enterprises will profit approximately \$3.1 Billion. WSB-TV is the flagship station of Cox Enterprises/Cox Media Group and have demonstrated that they are not worthy of such a profit by the way they treated me on October 23, 2015.

WSB-TV promotes itself as being honorable with integrity, diversity and with trustworthiness.

The truth is entirely different!

As stated above on October 23, 2015, around 1:30pm I visited the main studio of WSB Television to view their Public Inspection File. I was denied access to it. This is a Core Regulation that was broken by WSB-TV! The commission rules clearly states that every broadcaster must keep a Public Inspection File for public viewing during regular business hours.

**No appointment is necessary!**

**The Federal Communications Commission clearly states the following:**

*"Requirement to Maintain a Public Inspection File.* Our rules require that all licensees and permittees of TV and radio stations and applicants for new broadcast stations maintain a file available for public inspection. This file must contain documents relevant to the station's operation and dealings with the community and the FCC. The public inspection file generally must be maintained at the station's main studio. To obtain the location and phone number of a station's main studio, consult your local telephone directory, or call the station's business office. You may also be able to find this information on the station's Internet website, if one exists."

Approximately at 1:30pm on Friday, October 23, 2015, I visited the main studio of WSB-TV located at 1601 West Peachtree Street in Atlanta, Georgia. I buzzed the door opener and the Security Guard asked, "How may I help you?" I responded. "I would like to view your Public Inspection File." The guard stated, "Sir we do not allow just anybody to come in here and view our files like that!" Those were her exact words! Then, the receptionist sitting next to her told her something. The conversation lasted for more than a minute. At this point I started to leave. Then

she also made some hand gestures to her as well. After the two conversing, the receptionist hand gestured me to come inside.

After coming inside the receptionist said, "I do not know who can help you; all I can do is go down this list (the WSB-TV Employee Directory) to see if I can find someone who can assist you." And those were the receptionist's exact words.

**At this point, WSB-TV had no process or procedure in place to view the Public Inspection File at their Main Studio. No one asked me for Identification, no one asked me to fill out a form stating my Address/Residence to justify that I am a viewer of this community.**

**THIS ALONE SHOULD STAND FOR GROUNDS FOR NON-TRANSFER OF  
CONTROL OF WSB-TV's BROADCAST LICENSE!**

After that, the receptionist asked me to have a seat in the lobby and she will do her best to find someone to assist me. After about 15 minutes had past, a lady came into the lobby and she asked me, "Are you here to view the Public Inspection File?" I SAID YES! She said, "What are you here to view?" I said, "I am here to view 4<sup>th</sup> Quarter of 2014, 1st Quarter of 2015, an email that I sent to VP/General Manager, Tim McVay and CC'd Employee Cathy Bates on December 25, 2014 that is supposed to be kept for a period of 3 years, the part of the Inspection File where my complaint was addressed, and the Resolution Page where WSB-TV Management addressed my complaint. The lady looked up at the ceiling, took a deep breath and said, "I will be back. This could take a few minutes."

Once again I came to WSB-TV's main studio to view their Public Inspection File for the following:

- 1) An email I sent to the station on December 25, 2014 to VP/General Manager, Tim

McVay and Employee Cathy Bates

- 2) To see where WSB-TV entered my complaint in their Public Inspection File
- 3) To view their Resolution Page. The action WSB's management took regarding my complaint.

All 3 items requested are within reason and should be included in the Public Inspection File.

**This is why I asked to view the following:**

- 4) **4<sup>th</sup> Quarter of 2014**
- 5) **1<sup>st</sup> Quarter of 2015**
- 6) **The Email I sent to WSB-TV on December 25, 2014 to Tim McVay and Cathy Bates**
- 7) **To view where my complaint was addressed in the Public Inspection File**
- 8) **The Resolution Page to see how WSB-TV's Management addressed my complaint**

Before visiting WSB-TV's main studio, I previously went to the FCC's On-line Public Inspection File of WSB-TV and saw nothing about my complaint had been entered. This was on September 17, 2015. But the FCC's website regarding the Public Inspection File stated emails sent to Television/Radio Stations must be viewed at the Station's main studio and must be kept for a period of 3 years from the date it was received.

**Here is how the FCC's website clearly stated it:**

*"Letters and E-Mails from the Public.*

Commercial stations must keep in their files, for at least three years, written comments, suggestions, and e-mails received from the public regarding their operation. (Noncommercial

educational stations are not subject to this requirement.) This obligation is limited to comments, suggestions, and e-mails sent to station management or a publicized station address. Letters need not be placed in the public inspection file when the author has requested that the letter not be made public or when the licensee feels that it should be excluded from public inspection because of the nature of its content (such as defamatory or obscene letters). Moreover, although television stations that post their public file materials on their websites must include e-mails received from the public, they need not post letters from the public, as long as they include hard copies of such letters in their public files, and a notice on their website that the letters can be located in the file. As noted above, all or a part of a station public file may be maintained on a computer database, as long as a computer terminal is made available, at the location of the file, for members of the public who wish to review the file. Accordingly, as an alternative to maintaining hard copies of e-mails in the public file, a station may place the e-mails on a computer database, as long as a terminal is made available at the location of the public file to members of the public who wish to review the file.”

**My email was not defamatory or obscene by any means. It was not requested to be omitted from public inspection and therefore it should have been made public.**

About 20 minutes later the lady at WSB-TV returned to me with another lady and she had a Post-IT in her hand that had “FCC.gov” on it. The other lady said, “Our File is On-line and if you want to view it, here is where you should go to see it!” I asked them, what are your names? They replied, “Vicky and Cathy”. Then I was escorted to the door.

**At this time, I was officially denied viewing the Public Inspection File. This entire episode took about 40 minutes.**

**THIS IS AN OUTRAGE! WSB-TV DID NOT FOLLOW FCC REGULATIONS REGARDING VIEWING THE PUBLIC INSPECTION FILE. THERE WAS NO PROCESS OR PROCEDURE IN PLACE TO VIEW THE PUBLIC INSPECTION FILE! WSB-TV IS A TRUSTEE OF THE COMMUNITY AND THIS IS NOT THE BEHAVIOR A TRUSTEE OF THE COMMUNITY SHOULD HAVE. AS STATED EARLIER, THIS ALONE SHOULD STAND FOR GROUNDS FOR NON-TRANSFER OF CONTROL OF THEIR BROADCAST LICENSE TO TERRIER MEDIA BUYER, INC.**

**DENIAL OF VIEWING THE PUBLIC INSPECTION FILE IS A CLEAN, CLEAR CORE VIOLATION of FCC CFR §73.3526!**

**The FCC's website clearly states viewing the Public Inspection File as follows:**

*"Viewing the Public Inspection File.* Each broadcast licensee, permittee, and applicant must make its station public inspection file available to members of the public at any time during regular business hours. Although you do not need to make an appointment to view the file, making one may be helpful both to the station and to you."

As stated by the Federal Communications Commission, every Television/Radio station must keep a file for Public Inspection at the main Studio. For the public to view this file, they must go to the main studio during regular business hours to view it. No appointment is necessary.

This is exactly what I did on Friday, October 23, 2015 at around 1:30pm and WSB-TV did not grant me access to their Public Inspection File.



Upon returning to my home in Fayetteville, Georgia, I immediately filed a complaint with the FCC. 3 weeks later I called the FCC's Customer Service Center to see if they received my complaint. The FCC's Customer Service stated they never received my initial letter about the WSB-TV Complaint. So, I filed my complaint over the internet/on-line. My complaint number is 722407 in the FCC's Complaint Database. A copy of my Complaint is also with this Petition.

In February, May and July of 2016, I called the FCC's Customer Service Center to get updates on my complaint and they said the same thing over the months I called, "My complaint is a very serious violation and it is being investigated. Once the investigation is complete, someone from the FCC will contact you to get more information about your complaint."

In October 2016, I received a phone call from a lady named Ms. Nicholson from the FCC. She explained to me why she was calling. She asked me a few questions about my complaint. She asked me in detail, "What happened when I visited WSB-TV to view their Public Inspection File?"

I told her on Friday, October 23, 2015; I went to the main studio around 1:30pm to view the Public Inspection File and was denied access to it. She asked, "Was it something in particular you wanted to see in the file?" I said yes. I wanted to view an email I sent to VP and GM, Tim McVay, I also wanted to see where my email was addressed in their Public Inspection File and to see WSB's Resolution Page regarding my complaint.

I told Ms. Nicholson that all 3 of these items should be in their file. Therefore this is a complaint about the Programming/Operation of WSB-TV. She agreed with me. Then Ms. Nicholson said,

“Mr. Beauford, what is this all about?” I told her, “I am glad you asked and hope you have plenty of time because it will be needed.”

She said, “Mr. Beauford go ahead and tell me.”

**I said, “Let me say upfront, Children’s Healthcare of Atlanta is an outstanding organization. It has done wonders for many children and their families. This complaint is by no means a complaint against Children’s Healthcare of Atlanta.**

**THIS COMPLAINT IS AGAINST WSB-TV.**

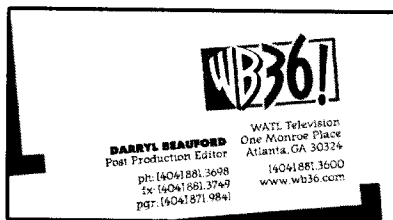
On December 6, 2014 my oldest daughter’s dance school Norma’s Academy of Dance was invited to participate in the Children’s Healthcare of Atlanta Christmas Parade. They accepted the offer. WSB-TV aired the Live Presentation of The Children’s Healthcare of Atlanta Christmas Parade as they have done for many years. At the beginning of the parade there were 2 dance groups. The first to perform were the Southern Belles. This is an All-White girls dance group. After the Southern Belles performed Norma’s Academy of Dance performed. The group from Norma’s Academy of Dance was made entirely of African American (Black) girls.

I told Ms. Nicholson that was not the problem or issue. The problem came 3 weeks later on Christmas Day at 12 Noon. On that day, WSB-TV aired a Disney/ABC Program (Infomercial) starting at 9am and ending at 12 Noon. After that program they re-aired an edited version of the Children’s Healthcare of Atlanta Christmas Parade. At this time we did not know this was an edited version of the parade. It just so happen my oldest daughter Jaivyn and I were watching the Disney Infomercial, and then we saw the Re-Air of the edited Children’s Healthcare Christmas parade. I told Ms. Nicholson, “My oldest daughter is a student of Norma’s Academy of Dance and has been one since the age of 3.”

Ms. Nicholson, I said the problem begins here. We watched the beginning of the Re-Air of the parade and saw the entire Southern Belles dance performance, unedited. Then I told Jaivyn, you all are next!

The scene went back to Fred Blankenship and Linda Stouffer, and then the parade started. Jaivyn said, "Daddy, they are not going to show us." I told her, wait and we'll see. Jaivyn said again, "Daddy, they are not going to show us! I said, "How do you know?" Jaivyn answered, "The parade has started." Then she asked me something I could not answer. Jaivyn asked, "What made those girls more special than us?" I told her I will get her a satisfied answer and I didn't care how long it will take.

I told Ms. Nicholson, WSB-TV wrote the rules and made this into a White vs. Black issue and I will abide by the rules they made. Then I told her in my previous life I was a Videotape Editor for WATL Television for 17 Years. She said, "You knew what was going on when you were watching it." I said, "Yes Ma'am"! I went back to my computer and started typing a Letter of Displeasure to Tim McVay, Vice President and General Manager of WSB-TV and cc'd Cathy Bates.



Then I filed a complaint with the FCC with a copy of my complaint letter attached. That complaint is #55980 in the FCC's Complaint Database.

Having edited many similar programs like that, the first thing the editor should have noticed was the Original Integrity of the Live-Airing of the Parade. That same integrity should have been carried over into the edited version. **Instead, Racism took over! It does not matter what race the editor is, RACISM TOOK OVER!**

When someone edits something of that nature, the outcome is their sole intention for what they want to show. In other words, this is what WSB-TV intended to show. They wanted White girls to be seen on the Re-Air and not the Black girls. **This should have never been the case.**

**AS I STATED IN MY FCC FILING #55980, BOTH DANCE ACTS SHOULD HAVE BEEN EDITED OUT!**

On that following Saturday, December 27<sup>th</sup>, around 2pm I received a call from Art Rogers, WSB-TV's Director of Local Programming. As you can imagine, this turned into a shouting and screaming match very quickly. It began by me explaining my side peacefully to Art. Then Art said something that caught me by surprise. Art said, "Darryl you are mistaken. There were 3 acts at the beginning of the parade and we had to cut 2 out for time". My blood began to boil even more! I told him, I SAID, I DO NOT KNOW WHAT PARADE YOU WERE WATCHING BUT THE ONE YOU ALL AIRED LIVE 3 WEEKS AGO, THE ONE I ATTENDED AND THE ONE I RECORDED OFF OF WSB-TV'S AIR ONLY HAD 2 DANCING ACTS: THE WHITE GIRLS AND THE BLACK ONES, NO OTHERS! ART SAID I WAS WRONG! I SAID, YOU CAN LOOK AT WSB'S AIR CHECK OR LOOK AT MINE! THE 2 WILL BE THE SAME! THE PHONE CONVERSATION ESCALATED INTO MORE YELLING AND SCREAMING!

THEN HE SAID, HE WAS HAPPY WITH THE WAY THE SHOW WAS EDITED AND AIRED! He said he needs to look at it again and verify, but he said I think you are wrong Darryl! I said, ART I RECORDED IT OFF YOUR AIR LIVE AND LOOKED AT IT A NUMBER OF TIMES AND I KNOW HOW YOU ALL SHOULD HAVE DONE THIS! YOU ALL ARE CUTTING THE ORIGINAL PARADE FOR TIME AND THE TWO DANCING ACTS AT THE BEGINNING SHOULD HAVE BEEN CUT OUT AS WELL. HE DISAGREED BUT DID NOT SAY ANYTHING TO SUPPORT WHY THE WHITE GIRLS STAYED ON THE EDITED RE-AIR.

**BOTH DANCE ACTS SHOULD HAVE BEEN EDITED OUT OF THE RE-AIRED  
VERSION!**

I told Ms. Nicholson, if both acts were edited out I could have easily explained to Jaivyn why she did not see them on the edited Re-Air of the parade. WSB-TV exercised Racism in their decision on editing this program. The only reason Norma's Academy of Dance was edited out was solely based on the color of their skin. They are Black Girls and WSB-TV did not want Norma's Academy of Dance on the Re-Air because of that reason. According to Art Rogers, Time was the reason for the editing, then the time of both Acts would have been needed to help achieve the overall goal of cutting 30 minutes out of the total parade time. WSB-TV did not follow this mode of editing.

**They followed their own Racist Protocols and Procedures and certainly this is solid proof of it!**

Ms. Nicholson explained that the questioning of the editing of the program should have been directed to WSB-TV as you did, but the FCC has very little authority over that. She stated, "The

FCC cannot cross over into censorship.” This could be a violation of the 1<sup>st</sup> Amendment.

The part of you coming to the Main Studio of WSB-TV to view the Public Inspection File and being denied access to it is a Major Violation of FCC Rules and Regulations and is being investigated. She also stated, someone from WSB-TV will be in contact with you. Who that will be, I do not know she said. I want you to know that you will be re-invited to come back to WSB-TV to view the Public Inspection File and Ms. Nicholson also said, “I guarantee you will see it.” I wanted to call you to get more details about what happened and you have certainly filled me in on that. That concluded the phone conversation with Ms. Nicholson.

On October 18, 2016 around 12:30pm I received a phone call from Tim McVay, Vice President and General Manager of WSB-TV. As you can imagine, this phone call also erupted very quickly. Tim McVay introduced himself to me over the phone. He also stated he saw that I filed a number of complaints to the FCC against WSB-TV. I told him I only filed 2. One based on your racist editing of the Christmas Parade in December 2014 and other was WSB-TV denied me access to the Public Inspection File when I came down there a year ago. I asked him did he know that not allowing me access to WSB-TV’s Public Inspection File is a major violation of FCC rules and regulations. He stated he knew I came to WSB-TV to view the Public Inspection File and I did not see it. He did not offer any apologies over the phone for that.

He also stated that he was looking at the email I sent to him and Cathy Bates. I asked him, “Why I wasn’t granted access to it when I came there to view it?” McVay said, “I don’t know”. I was furious! I said, “You are the General Manager of that station and you did not have a procedure or

process in place to view the Public Inspection File. Your guard would not allow me to enter the building after I told her I was there to view the Public Inspection File. Your receptionist had no clue on what to do if someone came to view the file at your station. "Have a seat in the lobby and I will try to find someone to help you is not the procedure to view The Public Inspection File!" I asked him are you aware of that? McVay said nothing! He was quiet!

Then he stated, "If you like, you can come back to the station to view The Public Inspection File and I guarantee you will see it." I told him why I wasn't allowed to see it a year ago when I came there? Once again McVay was speechless! I told him I will be there on October 28<sup>th</sup> at 3:00pm. He quickly stated he will not be able to meet with me at that time because he would be in a meeting. After that, again I told him I will be there at 3pm on Friday, October 28<sup>th</sup> and hung up the phone.

Later that evening, I wrote an email to Cox Media Group Executive Vice President Jane Williams explaining the situation. I told her I plan to come back to WSB-TV after being re-invited at the Order of the Federal Communications Commission to view The Public Inspection File and Tim McVay will not be able to meet with me on October 28<sup>th</sup> at 3:00pm. Asking if possible for her to intervene in this matter? I never received any response or reply from Jane Williams. A copy of her email is also with this Petition.

On Friday, October 28, 2016 at 3:00pm I returned to WSB-TV to view the Public Inspection File. After my treatments the first time on October 23, 2015, I did not expect to be treated any differently. I buzzed the front door and this time the Receptionist answered. She asked, "How

may I help you?" I told her I am here to view the Public Inspection File. She replied, "Sir, come on in." I walked over to her and stated "I am Darryl Beauford and I am here to view The Public Inspection File. The Receptionist stated, "Mr. Beauford I need to see a form of identification. I showed her my Driver's License and asked, "Do you need more identification?" She said, "No". Then she said, I need you to fill out this form. She handed me a clipboard with information I needed to fill out certifying my official residence. After I completed filling out the form, the Receptionist picked up the phone and called Tim McVay, WSB's General Manager. She said, Mr. McVay, Mr. Beauford is here. I do not know what else he told her but all she said was, "OK". Then she said, Mr. McVay is on his way to see you. She did not tell me to have a seat. After about a minute passed Tim McVay showed up with another person. McVay stated you are here to see the Public Inspection File and introduced the person with him. I cannot remember his name. I said to McVay, "Where is the file!" Mr. \_\_\_\_\_ will show you the file. We walked over to the computer terminal in the next room and Mr. \_\_\_\_\_ said here is the file. It was the email I sent on December 25, 2014. I read it for accuracy. It was exactly as I sent it. Then I asked Mr. \_\_\_\_\_ where it is in the Public Inspection File. He looked at me with a blank expression on his face. Then he said, "I need to ask Mr. McVay that question." We walked back out into the lobby and he called Tim McVay and said, "Mr. Beauford has a question for you." Then Mr. \_\_\_\_\_ said, "Tim McVay is on his way back." When Tim McVay returned I asked him, "Where is the Email Complaint addressed in the Public Inspection File?" Tim McVay replied, "WE DO NOT DO THAT." Then I asked him, "Where is the Resolution Page regarding my complaint?" He looked at me and stated, "WHAT IS THAT?"

My email to WSB-TV was a legitimate complaint about the Operation/Programming of WSB-TV. I should not have to explain to the General Manager of WSB-TV that my complaint should



be entered into the Station's Public Inspection File. He should know this! If the General Manager does not understand this, it is not my position to teach him what are FCC Rules and Regulations. After all, he is the Vice President and General Manager of WSB Television.

**WSB-TV did not enter my complaint into their Public Inspection File. Why, I do not know!**

**But it should have been entered. By my complaint not being entered into their Public Inspection File is a major indication that their Public Inspection File is,  
"INCOMPLETE AND INACCURATE."**

**After my complaints that I filed with the FCC, WSB-TV enacted a procedure to view The Public Inspection File. WSB-TV did not care about FCC Rules and Regulations. They followed their own Rules and Regulations and this also is solid proof of it!**

### **CONCLUSION**

I ask the Federal Communications Commission not to grant the Transfer of Control of the Broadcast License of WSB-TV to Terrier Media Buyer, Inc. The conduct of WSB-TV is Unbecoming of a Trustee of the Community. With the conduct they have displayed, WSB-TV and with Cox Enterprises/Cox Media Group condoning it, they are not worthy to profit from such a transaction of this nature.

Once again, this is a Petition to Deny the Transfer of Control of the Broadcast License of WSB-TV in Atlanta, Georgia. On October 23, 2015, at 1:30pm, I visited the main studios of WSB-TV to view the Public Inspection File. When I buzzed the front door and told the Security Guard my

reason for being there, she refused to allow me in the building. **This is very hard to understand.** This is a policy that WSB-TV Management implemented without any regards to Federal Communications Commission's Rules and Regulations. According to FCC CFR §73.3526 states, "Every broadcast licensee must keep a Public Inspection File for public viewing during regular business hours. No appointment necessary." When I came to the main studio of WSB-TV, **I was not allowed to enter the building.** How can I view the Public Inspection File as directed by the FCC when they will not allow me to enter the building?

When I was allowed in the building, I saw there was no Policy or Procedure in place to view the Public Inspection File. "Have a seat over there and I will try to find someone to help you" is not the correct Policy or Procedure to view the Public Inspection File. Once again, this **alone** should be grounds for "Non-Transfer of Control of their Broadcast License."

When someone finally came, I told her what I wanted to see in the Public Inspection File. I was not granted access to it (**DID NOT SEE IT**). Vicky and Cathy handed me a Post-It with FCC.gov on it and escorted me to the door.

**This is a clean, clear Core Violation of CFR § 73.3526 of the Federal Communications Commission Rules and Regulations.**

Once again I came to WSB-TV's main studio to view their Public Inspection File for the following:

- 1) The email I sent to the station on December 25, 2014 to General Manager, Tim McVay and

Cathy Bates

- 2) To see where WSB-TV entered my complaint in their Public Inspection File
- 3) To view their Resolution Page. The action WSB's management took regarding my complaint.

**This is why I asked to see the following:**

- 4) 4<sup>th</sup> Quarter of 2014
- 5) 1<sup>st</sup> Quarter of 2015
- 6) The Email I sent to WSB-TV on December 25, 2014 to Tim McVay and Cathy Bates
- 7) To view where my complaint was addressed in the Public Inspection File
- 8) The Resolution Page to see how WSB-TV addressed my complaint

The only thing I saw was the email I sent to Tim McVay and Cathy Bates. I had to file a complaint with the FCC (722407 in the FCC Complaint Database) in order to view that. All items listed above are within reason and should be in WSB-TV's Public Inspection File if maintained correctly.

**I did not see and never have seen the following but should have:**

- 1) Where my complaint was entered into WSB-TV's Public Inspection File
- 2) The Resolution Page to see how WSB-TV's Management handled my complaint.

At the time of the visit on Friday, October 28, 2016 the request was made clearly to Tim McVay to view the two items above and that request was not fulfilled. Therefore WSB-TV's Public Inspection File is inaccurate and incomplete.

If WSB-TV omitted this information about my complaint in their Public Inspection File, I

ask the FCC to consider what else they have omitted and what else could be incomplete?

This occurred during this current licensing period which expires on April 1, 2021.

I ask the Federal Communications Commission not to allow the Transfer of Control of the Broadcast License of Cox Enterprises/Cox Media Group/Georgia Television, LLC/WSB Television to Terrier Media Buyer, Inc. based on the following:

- 1) **WSB-TV Broke willfully with full intentions, FCC CFR § 73.3526 NOT VIEWING THE PUBLIC INSPECTION FILE**
- 2) **Conduct Unbecoming A Trustee of the Community of the Atlanta, Georgia**
- 3) **Not having a Policy or Procedure in place to view the Public Inspection File**
- 4) **Not allowing me to see where my complaint was entered into WSB-TV's Public Inspection File**
- 5) **Not allowing me to see the Resolution Page regarding how Management handled my complaint**
- 6) **Not entering my complaint in their Public Inspection File under FCC Investigations and Complaints Online**

WSB-TV has acted with Racism and Arrogance throughout this entire matter. No one deserves to profit who behaves like this especially a Trustee of the Community not only in the City of Atlanta, Georgia but also in the United States of America.

Thank you for your time and consideration in this matter.

Sincerely,

A handwritten signature in cursive script that reads "Darryl Brian Beauford". The signature is fluid and extends to the right with a long horizontal stroke.

DARRYL BRIAN BEAUFORD

120 Zoie Court

Fayetteville, GA 30215

404-769-5539

If email address  
is needed, my  
email is.

sarucga@  
gmail.com

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**Copy of  
Jane William's Email 10/18/16**

**Darryl Beauford**

to jane.williams

Dear Ms. Williams,

My name is Darryl Beauford. One year ago I came to the studios of WSB-TV to view the Public Inspection File. I was denied access to it. Why, I do not know! I immediately filed a complaint with Federal Communications Commission. The complaint number is 722407. A lady named Ms. Nicholson with FCC called me and investigated my complaint and said what I was looking for was in the file and that I should revisit WSB-TV at my earliest convenience to view the file for my personal satisfaction. She also guaranteed this would not happen again.

Also on 3 separate occasions I tried to make an appointment to meet with Tim McVay, then I emailed him and asked to meet on October 28th at 3:00pm to discuss this matter. No one has returned my calls and Tim McVay has yet to respond to my email. This was over 2 weeks ago.

Now I am reaching out to you about this matter. If possible can you arrange this meeting with Mr. McVay? I would appreciate any assistance from you as much as possible.

Sincerely,  
Darryl Beauford

**(COPY) FCC COMPLAINT #55980**

**UNFAIR BIASED EDITING OF PROGRAMMING**

**Darryl B Beauford** December 25, 2014 21:26

To Whom It May Concern,

On Christmas Day at Noon WSB-TV in Atlanta, GA re-aired the Children's Healthcare of Atlanta Christmas Parade. At the beginning of the parade there were 2 performances by 2 dance groups. One of the performances was by a predominantly White dance group and the second was predominantly Black dance group Norma's Academy of Dance in South Atlanta.

On the re-air on Christmas Day at Noon, the station edited out the Black dance group Norma's Academy of Dance and kept the white group.

My daughter dances at Norma's Academy and was very upset not to see their dance team but the White kids were on. I was at the LIVE parade on December 6th and I recorded the LIVE Presentation of parade at home on DVD off WSB-TV Channel 2.

WSB-TV should be ashamed for committing such a racist act. If anyone committed an offense such as this, it would make Headlines their 12,5,6, & 11pm Nightbeat. Shame on them! They are no different than anyone else they report committing racist acts! This is solid proof of it.

Usually, Time is the reason to make edits but the proper thing to do in this case would have been to edit both dance groups out at the beginning.

I ask the FCC to investigate this issue . WSB-TV portrays itself as upstanding member of the Atlanta community, but committing such acts of blatant Racism will not be tolerated.

A response is asked.

Sincerely,

Darryl B Beauford  
120 Zoie Court  
Fayetteville, GA 30215

## **FCC Consumer Complaints** March 04, 2015 10:27

The FCC receives a wide variety of comments and complaints from consumers about whether networks, stations, news reporters and/or commentators give inaccurate or one-sided news presentations, fail to cover certain events or to cover them inadequately, or overemphasize or dramatize certain aspects of events. Other complaints concern reporting illnesses, accidents or deaths of individuals before the families have been informed, or the conduct of journalists in the gathering and reporting of news.

The FCC's authority to respond to these complaints is narrow in scope and the Commission is prohibited by law from engaging in censorship or infringing on First Amendment rights of the press.

What can the FCC do?

The FCC cannot interfere with a broadcaster's selection and presentation of material for the news and/or its commentary. However, the FCC does regulate content in some narrow areas. Federal law prohibits or limits the broadcast of obscene, indecent or profane language as defined by U.S. courts. Also, the FCC may issue penalties for knowingly broadcasting false information.

What responsibilities do broadcasters have?

As public trustees, broadcasters may not intentionally distort the news. The FCC has stated publicly that "rigging or slanting the news is a most heinous act against the public interest." The FCC may act to protect the public interest when it has received documented evidence, such as testimony from persons who have direct personal knowledge of an intentional falsification of the news. Without such documented evidence, the FCC generally cannot intervene.

What if I have comments or concerns about a specific news broadcast or commentary?

All concerns or comments about a specific news broadcast or commentary should be directed to the local station and network involved, so that the people responsible for making the programming decisions can become better informed about audience opinion.

### **Accessible formats**

To request this article in an accessible format - braille, large print, Word or text document or audio - write or call us at the address or phone number above, or send an email to [fcc504@fcc.gov](mailto:fcc504@fcc.gov)



## **Request #722407**

### **Public Inspection File - WSB-TV Atlanta, GA**

**Darryl B Beauford** December 22, 2015 23:18

On October 23, 2015 I visited WSB-TV in Atlanta, GA to view their Public Inspection File and was not granted access to it. I sent an official complaint to the FCC Investigations and Hearings Division on October 26, 2015 but have not received a response as of December 22, 2015. The complaint is attached.

Attached Letter:

# **C O M P L A I N T**

October 24, 2015

Federal Communications Commission  
Investigations and Hearings Division  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

To Whom This May Concern,

On Friday, October 23, 2015 I went to the main studio of WSB-TV in Atlanta, GA located at 1601 West Peachtree Street, Atlanta, GA to view their Public Inspection File. I was not granted access to this file. Instead I was handed a Post-It that had "FCC.gov" on it.

I do not understand why I wasn't granted access the file, but one of the two ladies said, "We upload our files to the FCC's website and you can go online and look at it there". I think her first name is Cathy and the other lady with her I believe her name was Jackie.

According to FCC regulations a hard copy of WSB-TV's Public Inspection File is suppose to be kept at the main studio for public inspection during regular business hours. This is to my understanding does not require an appointment. Furthermore, if the file was uploaded or in electronic form, WSB-TV is to provide a computer for me to view the file. As stated earlier, all I received was a Post-It that had "FCC.gov" on it.

**This is an apparent and clear violation of Federal Communications Commission CFR 73.3526(e)!**

I arrived at WSB-TV's main studio at approximately 1:30pm Friday, October, 23<sup>rd</sup>. I had to use the intercom at the front door to talk to security. I told the security guard that I am here to view

The Public Inspection File. The guard's first response was, "You cannot view these files. We don't just let anybody come in here to look at our files." After that I was about to walk away, then I saw the receptionist say something to her. I guess the receptionist was explaining to the guard what Public Inspection Files are. The receptionist waved me to come in. While walking towards the receptionist the guard apologized for her misunderstanding. The guard was an African-American female that had on an Allied-Barton uniform. I did not get her name.

The receptionist got on the phone to see if she could find someone to help me. After calling people for about 5 minutes she eventually found a lady named Jackie. Jackie came to the lobby and asked me which files did I want to see? I told her, "WSB-TV, Q4 of 2014, Q1 and Q2 of 2015". She said, "Let me get you to come back here to this room and I will get someone to get the files". The room she tried get was locked. Then Jackie invited me to have a seat in the lobby then she left.

What she did, I had no clue. After about 10 minutes later she came back with the lady named Cathy to the lobby where I was with the Post-It. I knew since March 2015 that there are Public Files on the FCC's website. When I tried to look up my complaint from December 2014 in the email section, it said I had to visit the station to review these files. This was my primary reason I went to WSB-TV on Friday, October 23<sup>rd</sup>.

Once again, the FCC says that a copy of the Public Inspection Files must be kept at the main studio for public viewing. Not only I have a right to view these files at WSB-TV's main studio, I DEMAND TO DO SO!

The complaint I filed in Q4 of 2104 with the commission was Complaint #55980 and a copy of the complaint was sent in the form of email to Tim McVay, General Manager of WSB-TV and Cathy Bates of Cox Communications.

A response is extremely desired!

Sincerely,

Darryl Brian Beauford  
120 Zoie Court  
Fayetteville, GA 30215  
404-769-5539  
sarucga@gmail.com

# AFFIDAVIT

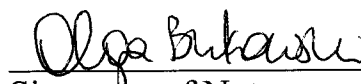
I Darryl Brian Beauford, am a resident of Fayetteville, County of Fayette, State of Georgia, and do hereby certify, swear or affirm, and declare that I am competent to give the following declaration based on my personal and professional knowledge, and that the following facts and things are true and correct in this Petition to Deny the Broadcast License Transfer of Control of WSB Television located at 1601 West Peachtree Street, Atlanta, Georgia 30305.

WITNESS my signature this 19<sup>th</sup> of April 2019.

  
\_\_\_\_\_  
Signature of Declarant

State of Georgia  
County of Fayette

On April 19, 2019, Darryl Brian Beauford personally came before me and being duly sworn, did state that he is the person described in the above document and he signed the above document in my presence.

  
\_\_\_\_\_  
Signature of Notary

Notary Public, In and for the County Fayette  
State of Georgia

My commission expires: January 17, 2021 Notary Seal

Olga Bukowski  
NOTARY PUBLIC  
Fayette County, Georgia  
My Commission Expires  
January 17, 2021



April 26, 2019

Dear Darryl Buford:

The following is in response to your request for proof of delivery on your item with the tracking number:  
**7018 3090 0001 0024 7420.**

#### Item Details

<b>Status:</b>	Delivered, Individual Picked Up at Postal Facility
<b>Status Date / Time:</b>	April 20, 2019, 11:39 am
<b>Location:</b>	ATLANTA, GA 30309
<b>Postal Product:</b>	First-Class Mail®
<b>Extra Services:</b>	Certified Mail™

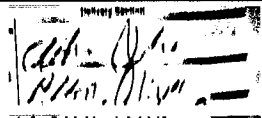

#### Shipment Details

<b>Weight:</b>	6.0oz
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#### Destination Delivery Address

<b>Street Address:</b>	1601 W PEACHTREE ST NE
<b>City, State ZIP Code:</b>	ATLANTA, GA 30309-2641

#### Recipient Signature

Signature of Recipient:	
Address of Recipient:	

Note: Scanned image may reflect a different destination address due to Intended Recipient's delivery instructions on file.

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Sincerely,  
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475 L'Enfant Plaza SW  
Washington, D.C. 20260-0004

*Proof of Delivery*  
*To: WSB-TV*  
*Application File #: BTC CDT-20190304ACS*